

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q90909

Peter MAYRHOFER, et al.

Appln. No.: 10/556,069

Group Art Unit: 1636

Confirmation No.: 6079

Examiner: Unknown

Filed: November 8, 2005

For: MINICIRCLE VECTOR PRODUCTION

**REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT**

**ATTN:** Office of Initial Patent Examination

Filing Receipt Correction

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

We enclose a copy of the Official Filing Receipt for the above-identified application and request the following corrections:

**Assignment for Published Patent Application**

Peter Mayrhofer, Vienna, Austria

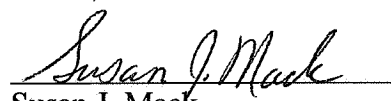
Wolfgang Jechlinger, Vienna, Austria

**Foreign Applications**

Austria A700/2003 05/08/2003

Verification for the requested corrections is indicated on the Assignment and Declaration  
and Power of Attorney filed August 24, 2006.

Respectfully submitted,

  
Susan J. Mack  
Registration No. 30,951

SUGHRUE MION, PLLC  
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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: February 16, 2007



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/556,069	08/24/2006	1636	1990	Q90909	10	31	1

CONFIRMATION NO. 6079

23373  
 SUGHRUE MION, PLLC  
 2100 PENNSYLVANIA AVENUE, N.W.  
 SUITE 800  
 WASHINGTON, DC 20037

## FILING RECEIPT



\*OC000000021058468\*

Date Mailed: 11/03/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

## Applicant(s)

Peter Mayrhofer, Vienna, AUSTRIA;  
 Wolfgang Jechlinger, Vienna, AUSTRIA;  
 Werner Lubitz, Kritzensdorf, AUSTRIA;

ASSIGNMENT FOR PUBLISHED PATENT APPLICATION PETER MAYRHOFFER VIENNA AUSTRIA  
WOLFGANG JECHLINGER VIENNA AUSTRIA  
**Power of Attorney:** The patent practitioners associated with Customer Number 23373.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP04/04721 05/04/2004

## Foreign Applications

< AUSTRIA A700/2003 05/08/2003

If Required, Foreign Filing License Granted: 10/31/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/556,069**

Projected Publication Date: 02/08/2007

Non-Publication Request: No

Early Publication Request: No

**Title**

Minicircle vector production

**Preliminary Class**

435

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Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

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Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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## Assignment

Whereas, I, Werner LUBITZ of Vienna, Austria, hereinafter called assignor, have jointly invented certain improvements in MINICIRCLE PRODUCTION and filed United States Application No. 10/556,069 for Letters Patent of the United States of America therefor on November 8, 2005; and

Whereas, Peter MAYRHOFER, of Linzerstrasse 279/1/2, A-1140 Vienna, Austria and Wolfgang JECHLINGER of Strozzigasse 38/12, A-1080 Vienna, Austria, hereinafter called assignees, desire to acquire my entire right, title, and interest in the application and invention, and to any United States patents to be obtained therefor;

Now therefore, for valuable consideration, receipt whereof is hereby acknowledged,

I, the above named assignor, hereby sell, assign and transfer to the above named assignees, their successors and assigns, my entire right, title and interest in the application and the invention disclosed therein for the United States of America, including the right to claim priority under 35 U.S.C. §119, and I request the Director of the U.S. Patent and Trademark Office to issue any Letters Patent granted upon the invention set forth in the application to the assignees, their successors and assigns; and I will execute without further consideration all papers deemed necessary by the assignees in connection with the United States application when called upon to do so by the assignees.

Date:

X W. Lubitz

21-07-2006

s/Werner LUBITZ

(Legalization not required for recording but is prima facie evidence of execution under 35 U.S.C. §261)

**DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)**

As a below named inventor, I hereby declare that: My residence, mailing address, and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**MINICIRCLE PRODUCTION**

the application of which:

( is attached hereto

OR

( was filed on May 4, 2004 as United States Application Number or PCT International Application Number PCT/EP2004/004721, and was amended on November 8, 2005

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part application(s), material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application(s) which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application(s) having a filing date before that of the application on which priority is claimed.

Prior Application Number(s)

Country

Filing Date

Priority Claimed

Yes No

A700/2003

Austria

May 8, 2003

( )

I hereby claim benefit under 35 United States Code §119(e) of any United States provisional application(s) listed below.

Application Number(s)

Filing Date

I hereby claim benefit under 35 United States Code §120 of any United States application(s) or §365(c) of any PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge my duty to disclose any information material to the patentability of this application as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S. or International Application Number(s)

U.S. or International Filing Date

Status

I hereby appoint all attorneys of SUGHRUE MION, PLLC who are listed under the USPTO Customer Number shown below as my attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, recognizing that the specific attorneys listed under that Customer Number may be changed from time to time at the sole discretion of Sughrue Mion, PLLC, and request that all correspondence about the application be addressed to the address filed under the same USPTO Customer Number.

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23373

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

<b>NAME OF SOLE OR FIRST INVENTOR:</b>			
Given Name (first and middle [if any]) Peter		Family Name or Surname MAYRHOFFER	
Inventor's Signature <i>Peter Mayrhofer</i>		Date <i>June 22, 2006</i>	
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<b>NAME OF SECOND INVENTOR:</b>			
Given Name (first and middle [if any]) Wolfgang		Family Name or Surname JECHLINGER	
Inventor's Signature <i>W. Jechlinger</i>		Date <i>21. July, 2006</i>	
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<b>NAME OF THIRD INVENTOR:</b>			
Given Name (first and middle [if any]) Werner		Family Name or Surname LUBITZ	
Inventor's Signature <i>W. Lubitz</i>		Date <i>21-07-2006</i>	
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